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April 20, 2008

FAX TO: Examiner John Lacyk - 571-273-8300  
FROM: William Rogers, Ph.D.  
Reference Patent Application # 10/627,286

Mr. John Lacyk:

Everything in the 'abandonment' notification we received today is incorrect and completely without foundation. How our work could be treated in such a manner after nearly five [5] years of continued attention to all details to make sure this 'worst case scenario' could not possibly occur is totally incomprehensible.

Nothing was late; all was received in more than a timely manner. It was USPTO [you John] that lost our timely return of corrected claims and then found them 6 months later and then only after we had called to inquire to our concern. The whole history of this folly is recorded both on the patent PAIRS site and elsewhere. I personally reminded and warned you Mr. Lacyk, both by phone and by fax at least a dozen times to be sure and not forget what really, actually happened and don't just put 'late' in the files not knowing the details of what you were talking about.

Thank goodness everything is well documented and easily verifiable; but even so, how can USPTO make such an important and derogatory determination without any communication with us at all. We, of course, contacted you Mr. Lacyk on more than 30 different occasions over the past five years just to make sure all was going correctly. Mr. Lacyk you did not initiate contact with us even once over that same period of time. And when we do go through this 'correction' process and all is made proper again; why in the world should we have to pay a large extra amount of funds for USPTO's numerous mistakes. It simply boggles the mind.

All necessary documentation will be forthcoming shortly.

**Bill**

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Thursday, March 20, 2008 AOL: BehaviorResearch